## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

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Michael B. ZEMEL et al.

Appl. No.: Not Yet Assigned

Confirmation No.: Not Yet Assigned

Filed: April 20, 2004

For: DIETARY PLANS BASED ON

**CALCIUM** 

Art Unit: Not Yet Assigned

Examiner: Not Yet Assigned

Atty. Docket No.: 31894-199298

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26694

**Information Disclosure Statement** 

Commissioner for Patents P. O. Box 1450 Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 CFR § 1.56, Applicants hereby notify the U.S. Patent and Trademark Office of the documents that are listed on the attached PTO/SB/08A forms. All of the listed references are of record in parent Application No. 10/066,057, except for A5 and A49 – A51, which are of record in related Application No. 10/017,568, where copies may be obtained in accordance with customary PTO practice. Applicants request that these documents be considered and listed on the face of any patent granted in this application.

Date: 4/20/4

Respectfully submitted,

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Substitut	te for form 1449A/PTO				Complete if Known
				Application Number	Not Yet Assigned
INFO	DRMATION [	DIS	CLOSURE	Filing Date	April 20, 2004
STA	STATEMENT BY APPLICANT			First Named Inventor	Michael B. ZEMEL et al.
				Group Art Unit	Not Yet Assigned
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Sheet	1	of	5	Attorney Docket Number	31894-199298

			U.S. PATENT DOCUM	MENTS	
		U.S. Patent Document	Name of Patentee or Applicant	Date of Publication of	Pages, Columns, Lines, Where Relevant
Examiner Initials *	Cite No. <sup>1</sup>	Number Kind Code <sup>2</sup> (if known)	of Cited Document	Cited Document MM-DD-YYYY	Passages or Relevant Figures Appear
	A1	6,384,087	ZEMEL et al.	05-07-2002	
	A2	3,621,024	NIEPER	11-16-1971	
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	A5	6,071,544	SUNVOLD	06-06-2000	

	FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No.1			-	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sub>6</sub>
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	A7	wo	98/28989		KARPPANEN	07-09-1998		
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	A9	WO	99/11254		OCTROOIBUREAU	03-11-1999		

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<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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					Group Art Unit	Not Yet Assigned	
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She	et 2	of	5		Attorney Docket Number	31894-199298	

		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T²
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Substitute for form 1449A/PTO		Complete if Known		
INFORMATION BIGGI COURT	Application Number	Not Yet Assigned		
INFORMATION DISCLOSURE	Filing Date	April 20, 2004		
STATEMENT BY APPLICANT	First Named Inventor	Michael B. ZEMEL et al.		
	Group Art Unit	Not Yet Assigned		
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Sheet 3 of 5	Attorney Docket Number	31894-199298		

		OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
Examiner Initials *	Cite No.1	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
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Examiner	Date	
Signature	Considered	

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## Substitute for form 1449A/PTO Complete if Known **Application Number** Not Yet Assigned INFORMATION DISCLOSURE Filing Date April 20, 2004 STATEMENT BY APPLICANT First Named Inventor Michael B. ZEMEL et al. Group Art Unit Not Yet Assigned (use as many sheets as necessary) **Examiner Name** Not Yet Assigned Sheet of 5 Attorney Docket Number 31894-199298

	<del>,</del>	OTHER PRIOR ART NON PATENT LITERATURE DOCUMENTS	
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STATEMENT BY APPLICANT					First Named Inventor	Michael B. ZEMEL et al.	
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